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Paula Faulk Hurley

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Bruce J. Barclay et al.

Application No.: 09/910,703

Filed: July 20, 2001

Title: Biologically Active Agent Delivery

Apparatus and Method

Attorney Docket No.: VASC 1020-2

Examiner: Brian Pellegrino

Group: 3738

Confirmation No.: 2083

Customer No. 22470

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450 RECEIVED

MAY - 7 2004

TECHNOLOGY CENTER 3700

Sir:

It is requested that the information identified in this statement be considered by the Examiner and made of record in the above-identified application. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56.

Since this is a continuation, divisional or continuation-in-part application, it is understood that the Examiner will consider all information which was considered by the Office in a parent application. MPEP 609.

Enclosed with this statement is a Form PTO/SB/08A. The Examiner is requested to initial the form and return it to the undersigned in accordance with M.P.E.P. 609.

Also enclosed is a copy of a PCT Search Report mailed 7 June 2002 for a corresponding PCT Application.

Also enclosed with this statement is a copy of each cited document as required by 37 C.F.R. 1.98. If, however, this application was filed after June 30, 2003, copies of U. S. Patents and U. S. Patent Application Publications are not enclosed. (See O. G. Notice of August 5, 2003.)

This statement should be considered under 37 C.F.R. 1.97(b) because it is being filed before the mailing date of the first Office Action after the filing of a Request for Continued Examination under 37 C.F.R. 1.114.

Fee Authorization. The Commissioner is hereby authorized to charge underpayment of any additional fees or credit any overpayment associated with this communication to Deposit Account No. 50-0869 (VASC 1020-2). A duplicate copy of this authorization is enclosed.

By:

Respectfully submitted,

Haynes Beffel & Wolfeld LLP

Date: April 30, 2004

James F. Hann Haynes Beffel & Wolfeld LLP P.O. Box 366; 751 Kelly Street Half Moon Bay, CA 94019 Ph. (650) 712-0340 Fax (650) 712-0263 jhann@hmbay.com JFH:pfh Ames F. Hann, Reg. No. 29,719

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PTO/SB/08A (08-00)
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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

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Complete if Known				
Application Number	09/910,703			
Filing Date	07/20/01			
First Named Inventor	Bruce J. Barclay			
Group Art Unit	3738			
Examiner Name	Brian E. Pellegrino			
Attorney Docket Number	VASC 1020-2			

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Numbor	ument nd Code ² known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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	FOREIGN PATENT DOCUMENTS								
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	Office ³	Office ³ Number ⁴ (if known)		Applicant of Cited Document	Cited Document MM-DD-YYYY	Where Relevant Passages or Relevant Figures Appear	T ⁶		
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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.



^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.